

Attorney Docket No.: 20496-483

ASSIGNMENT OF PATENT APPLICATION

For value received, the undersigned sell(s), assign(s) and transfer(s) a 100 % interest to:

Hegenscheidt-MFD GmbH & Co. KG

a corporation organized under the laws of: **Germany**
and having a place of business at: **Hegenscheidt Platz**
41812 Erkelenz
Germany

to its successors, assigns and legal representatives or nominees as it may designate (collectively, hereinafter, "Assignee"), the entire right, title and interest, for:

The United States of America and All countries
Its Territories and Commonwealth throughout the world
and Possessions

in and to all inventions and improvements disclosed in an application for United States Patent entitled:

DEVICE FOR MEASURING THE ROUNDNESS OF A RAILROAD WHEEL

The above-entitled United States Patent application was:

executed by the undersigned on: _____
 filed in the United States Patent and Trademark Office on: _____
and assigned serial number: _____
 filed as PCT International Application No.: PCT/EP2003/014480
on: December 18, 2003

The undersigned assign(s) to Assignee the rights for all patents, divisions, reissues, reexamination certificates, continuing applications and extensions thereof, which may be granted based on the above patent application, together with the right of priority of any earlier corresponding patent application filed by the undersigned in the United States or elsewhere.

The undersigned covenant(s) that the rights and property conveyed by this Assignment are free and clear of any encumbrance, and that the undersigned have (has) full right to convey the rights and property as expressed herein.

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The undersigned authorize(s) and request(s) that any and all patents on the aforesaid inventions be issued to Assignee.

The undersigned agree(s), when requested, without further charge to Assignee but at its expense, to communicate to Assignee or its representatives all facts known to the undersigned regarding the aforesaid inventions and improvements, testify in any legal proceeding, sign all papers, make all rightful oaths or declarations, execute all divisional, continuing, re-examination and reissue applications and generally perform all acts, which may be necessary, desirable or convenient, to aid Assignee in securing, maintaining and enforcing patents for the aforesaid inventions and improvements in the aforesaid countries, and for vesting title thereto in Assignee.

Date: 22.06.05


Alfred Heimann

DECLARATION FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter, which is claimed and for which a patent is sought on the invention entitled:

DEVICE FOR MEASURING THE ROUNDNESS OF A RAILROAD WHEEL

the specification of which is attached hereto unless the following box is checked:

was filed on December 18, 2003 as United States Application Number _____
_____ or PCT International Application Number PCT/EP2003/014480
_____ and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified, by checking the box, any foreign application for patent or inventor's certificate, or PCT International Application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)	Priority Not Claimed		
<u>102 60 816.4-52</u> (Number)	<u>Germany</u> (Country)	<u>23/12/2002</u> (Day/Month/Year Filed)	_____
_____	_____	_____	_____
(Number)	(Country)	(Day/Month/Year Filed)	_____

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below.

(Application Number)

(Filing Date)

(Application Number)

(Filing Date)

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

PCT/EP03/014480
(Application Number)

18/12/2003
(Filing Date)

(Status--patented,
pending, abandoned)

(Application Number)

(Filing Date)

(Status--patented,
pending, abandoned)

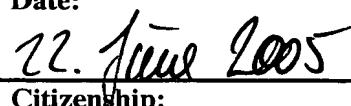
As a named inventor, I hereby appoint as my attorneys and/or agents, with full power of substitution and revocation, to prosecute this application and transact all business in the United States Patent and Trademark Office, all of the registered practitioners identified by

Customer Number 21890

PROSKAUER ROSE, LLP
Telephone: (212) 969-3000
Facsimile: (212) 969-2900

Please direct all inquiries Charles Guttman, Esq., at the above Customer Number.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of the first or sole inventor (given name, family name):	
<u>Alfred Heimann</u>	
Inventor's signature: 	Date: 
Residence: <u>Aachen, Germany</u> 	Citizenship: <u>Germany</u>
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